W.P. 1363 (ss)04

Hon'ble M.M.Ghildiyal, J.

Stay Vacation Application no. 6711/04

Heard Sri S.C. Bhatt, learned counsel for the petitioner. Notices have been accepted by learned Standing Counsel on behalf of the respondent no. 1 to 4.

Counsel for the petitioner has submitted that the petitioner is working with the Department of P.W.D, Bageshwar for the number of years.

Learned Standing Counsel has submitted that the petitioner did not work with the establishment for 240 days in any of the calendar year.

It appears that the petitioner is disputing the question raised by the learned counsel for the respondent. Therefore, the matter requires scrutiny.

Keeping in view the facts and the relevant question raised by the respondents, in my opinion, the petitioner has alternative remedy to file application before the Labour Court for redressal.

Accordingly, the writ petition is dismissed on the ground of alternative remedy available to the petitioner.

29.11.2004: **(M.M. Ghildiyal, J.)**

NCM: